

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at CHATTANOOGA

UNITED STATES OF AMERICA	)	
	)	Case No.1:08-cr-86
vs.	)	
	)	
ROBERT M. WINTERS	)	JUDGE EDGAR
	)	MAGISTRATE JUDGE LEE

**ORDER**

Magistrate Judge Susan K. Lee filed a report and recommendation recommending the Court: (1) accept Defendant Winters' plea of guilty to Count One of the Bill of Information; (2) adjudicate Defendant Winters guilty of the charges set forth in Count One of the Bill of Information; (3) defer a decision on whether to accept the plea agreement until sentencing; and (4) find Defendant shall remain in custody until sentencing in this matter [Doc. 9]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [Doc. 9] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant's plea of guilty to Count One of the Bill of Information is **ACCEPTED**;
- (2) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count One of the Bill of Information;
- (3) A decision on whether to accept the plea agreement is **DEFERRED** until sentencing; and

(4) Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **Thursday, January 22, 2009 at 2:00 p.m.**

**SO ORDERED.**

**ENTER this the 21<sup>st</sup> day of November, 2008.**

/s/ R. Allan Edgar  
R. ALLAN EDGAR  
UNITED STATES DISTRICT JUDGE